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4 DEE ANNE EVANS,
5 Plaintiff,
6 v.
7 DS PROPERTIES 17 LP,
8 Defendant.

9 Case No. 22-cv-02763-JD
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13 **ORDER CONDITIONALLY
DISMISSING CASE**

14 The Court is advised that the parties have settled. Dkt. No. 16. Consequently, the Court
15 vacates all pretrial deadlines and dismisses this case without prejudice. If any party certifies to the
16 Court within **60 days** from the date of this order that the agreed consideration for the settlement of
17 this action has not been delivered, this order will be vacated and the case will be set for a case
18 management conference. If no certification is filed, the dismissal will be deemed to be **with
prejudice** after the 60 days.

19 **The parties are directed not to ask the Court for a “dismissal with prejudice” at any
time after this order, or to ask for an order confirming dismissal under FRCP 41(a)(1).** No
20 Court order is necessary for dismissal under that rule.

21 **IT IS SO ORDERED.**

22 Dated: September 16, 2022

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27 JAMES DONATO
28 United States District Judge